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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/582,877	09/18/2000	Song-Bae Kim	PM271427	3124
2292	7590	01/21/2004	EXAMINER	
BIRCH STEWART KOLASCH & BIRCH			COE, SUSAN D	
PO BOX 747			ART UNIT	
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1654

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Please find below and/or attached an Office communication concerning this application or proceeding.



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JAN 21 2004

SONG BAE KIM  
533-2, BONGGOK-RI, BANPO-MYEON, GONJU  
CHUNGCHONGNAM-DO 3141-920  
REPUBLIC OF KOREA

In re Application of :  
Song Bae Kim :  
Serial No.: 09/582,877 : PETITION DECISION  
Filed: September 18, 2000 :  
Attorney Docket No.: PM271427 :

This is in response to the petition under 37 CFR 1.181, filed July 23, 2003, for withdrawal of abandonment of the above identified application based on failure to receive an Office action. The delay in acting on this petition is regretted.

A review of the file history shows that the examiner mailed an Office action to applicant on December 2, 2002, setting a three month shortened statutory period for reply. The Office action was not a Final Office action although such was indicated in the last section of the Office action. The summary sheet (page 1) clearly indicates the Office action is non-Final. The Office action was mailed to applicant's attorney of record, PILLSBURY WINTHROP, as PO BOX 10500, MCLEAN, VA 22102. On the same date a Withdrawal of Attorney from the same firm was accepted, however, the mailing address was not changed to that of the inventor in Korea and no other address was given. Upon failure to receive a reply to the Office action the examiner mailed a Notice of Abandonment to applicant on June 25, 2003, at the PILLSBURY WINTHROP address. Applicant states in the petition that a timely reply was filed to the September 23, 2003, Office action, and this is correct. However, the Office action to which reply has not been made was mailed December 2, 2002. It is further noted that this petition has been submitted by an attorney not of record in the application and to whom correspondence has not been directed. As a consequence thereof, copies of this decision are being mailed to applicant Song Bae Kim as well as the attorney filing this petition with a copy of the Office action included.

The petition is **DISMISSED** as incomplete and/or directed to reply an earlier Office action.

**The application has been forwarded to Abandoned files.**

Should there be any questions about this decision please contact William R. Dixon, Jr., by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 571-272-0519 or by facsimile sent to the general Office facsimile number.

  
Bruce M. Kisliak

Director, Technology Center 1600